

IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.45382 of 2008
ASHOK CHOUDHARY S/O BINDU CHOUDHARY, R/O VILLAGE- DALIAGHAT, P.S-
MUFFASIL (RANIPATRA) DISTRICT- PURNEA
Versus
STATE OF BIHAR
with

Cr.Misc. No.48322 of 2008
BISHWANATH ROY @ BISHWANATH BISHWAS S/O GOPAL RAY, R/O VILALGE-
TARIYA, P.S.SADAR(DAGARUA) DISTRICT- PURNIA
Versus
STATE OF BIHAR
with

Cr.Misc. No.47428 of 2008
SANTOSH BISHWAS S/O LATE INDRA CHANDRA BISHWAS, R/O VILLAGE-
BELGACHHI, P.S.- BAISI(DAGARWA), DISTRICT- PURNEA
Versus
STATE OF BIHAR

2 12/12/2008 Above noted applications arising out of one occurrence i.e.

Sadar (Dagarua) P.S. Case No.250 of 2008 have been heard together
and are being disposed of by this common order.

The petitioners are accused of a case which has been
registered under sections 399 402 of the Indian Penal Code and
sections 25(1-B)A, 26 and 35 of the Arms Act.

The occurrence is of night of 24th June, 2008. The police
suspected the assemblies of the petitioners and others for committing
serious offence. A raiding party was organized. Petitioners Biswanath
Roy and Santosh Bishwas along with some other persons were
arrested. From Biswanath Roy one sickle and from Santosh one torch
was recovered. Petitioner Ashok Choudhary has not been apprehended
on the spot.

Submission is that no firearms have been recovered from

any of the accused persons. It is incorrect that the petitioners were there for committing any serious offence. Even petitioner Ashok Chaudhary was not apprehended on the spot.

Considering the facts and circumstances of the case, the petitioners above named are directed to be released on bail on furnishing of bail bonds of Rs. 10,000/- (ten thousand) each with two sureties of the like amount each to the satisfaction of the C.J.M., Purnia in connection with Sadar (Dagarua) P.S. Case No. 250 of 2008.

avin

(Shyam Kishore Sharma, J.)

